

REMARKS

This Supplemental Amendment is filed in order to facilitate processing of the above identified application. In particular, attached to this Supplemental Amendment is a certified translation of the priority document in order to perfect Applicant's priority date of November 15, 2002. As pointed out in the Amendment filed December 1, 2009, the present application and *Nakata, et al.* are commonly assigned to Sony Corporation. Since *Nakata, et al.* constitutes prior art only under 35 U.S.C. § 102 (e), Applicant respectfully submits that *Nakata, et al.* is disqualified from being used in a rejection under 35 U.S.C. § 103 against the present application based upon 35 U.S.C. § 103(c)(1). Therefore, Applicant respectfully requests the Examiner withdraws the rejection to claims 1, 5, 9, 11 and 26-29 under 35 U.S.C. § 103.

Thus, it now appears that the application is in condition for a reconsideration and allowance. Reconsideration and allowance at an early date are respectfully requested.

CONCLUSION

If for any reason the Examiner feels that the application is not now in condition for allowance, the Examiner is requested to contact, by telephone, the Applicant's undersigned attorney at the indicated telephone number to arrange for an interview to expedite the disposition of this case.

In the event that this paper is not timely filed within the currently set shortened statutory period, Applicant respectfully petitions for an appropriate extension of time. The fees for such extension of time may be charged to Deposit Account No. 50-0320.

In the event that any additional fees are due with this paper, please charge to our Deposit Account No. 50-0320.

Respectfully submitted,

FROMMER LAWRENCE & HAUG LLP
Attorneys for Applicants

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By 
Ellen Marcie Emas
Reg. No. 32,131
(202) 292-1530